

Wilder, Ceciley

From: Lee, Anita
Sent: Wednesday, March 19, 2014 11:25 AM
To: Wilder, Ceciley
Cc: Webb, Thomas; Lakin, Matt; Lyons, Ann
Subject: FW: FOIA request regarding Reid Gardner Generating Station

Hi Ceciley,

Below is my email to the FOIA requestor, and her response. I would consider the Air-2 portion of her request as done (with no associated cost, as Tom projected). I did not search our hardcopy files, but everything that Air2 has in hard copy on Reid Gardner should be in the electronic docket. And I do not think we have anything from 1965-1975.

Seems like RCRA (where are they now? Land Division?), Water, Enforcement, and possibly Air Permits might just need to do a search for documents within the requested time frame (1965-1975).

Thank you!
Anita

From: Cito-Johnson, Marilou Christine [<mailto:MCITOJOH@travelers.com>]
Sent: Wednesday, March 19, 2014 11:20 AM
To: Lee, Anita
Subject: RE: FOIA request regarding Reid Gardner Generating Station

Looks good. Thank you

Marilou Cito-Johnson | Investigator | SLCU
Travelers
3333 Michelson Drive
Irvine, California 92612 Suite 1000, 9th floor Mailroom
W: 949-224-5901
F: 949-224-5978



From: Lee, Anita [<mailto:Lee.Anita@epa.gov>]
Sent: Wednesday, March 19, 2014 11:07 AM
To: Cito-Johnson, Marilou Christine
Subject: FOIA request regarding Reid Gardner Generating Station

Hi Marilou,

Thank you for speaking with me today. Per our conversation, I am summarizing my understanding of what types of documents you are interested in related to Reid Gardner. As I mentioned over the phone, we do not have an index of every single document that EPA Region 9 possesses related to Reid Gardner.

Because I work in the Air Planning Office, I do know that there are documents that we relied upon in our rulemaking to determine the "Best Available Retrofit Technology" (BART) to address emissions of nitrogen oxides from Reid Gardner. Here are the links to those dockets:

<http://www.regulations.gov/#!docketDetail;D=EPA-R09-OAR-2011-0130>

<http://www.regulations.gov/#!docketDetail;D=EPA-R09-OAR-2013-0148>

From our conversation, I understand that you are primarily interested in:

- Time period from 1965-1975
- Index of Documents, from the above timeframe, related to toxic air emissions (Toxic release inventory), water permits and violations, RCRA (waste) permits and violations, and air permits and violations.

I forgot to mention this over the phone, but your specific timeframe pre-dates or straddles the development of our federal environmental statutes (I think air statutes were first or among the first, and were enacted in 1970 – regulations and actual requirements followed after that), so I would guess that the likelihood of finding something from 1965-1975 would be slim (just my guess – I do not know for sure).

As an aside, Reid Gardner was subject to BART, in part, because it pre-dated pre-construction air permitting requirements.

Please let me know if this covers your request. If so, I'll pass this along to others within EPA to contact you directly. If not, please feel free to clarify and add additional detail.

Thank you!
Anita

Anita Lee, PhD
Environmental Scientist
US EPA, Air Division, Planning Office (Air-2)
75 Hawthorne Street
San Francisco, CA 94105
(415) 972-3958

This communication, including attachments, is confidential, may be subject to legal privileges, and is intended for the sole use of the addressee. Any use, duplication, disclosure or dissemination of this communication, other than by the addressee, is prohibited. If you have received this communication in error, please notify the sender immediately and delete or destroy this communication and all copies.